

AN ORDINANCE AMENDING CHAPTER 50, CIRCUIT AND COUNTY COURT, SEMINOLE COUNTY CODE, BY THE CREATION OF PART 9 ENACTING THE "DORI SLOSBERG DRIVER EDUCATION SAFETY ACT";, PROVIDING FOR DEFINITIONS; PROVIDING FOR CREATION OF DRIVER EDUCATION SAFETY TRUST FUND, COLLECTION OF AN ADDITIONAL \$3.00 WITH EACH CIVIL TRAFFIC PENALTY TO BE DEPOSITED INTO THE DRIVER EDUCATION SAFETY TRUST FUND, AND ACCOUNTING; PROVIDING FOR DISBURSEMENT OF DRIVER EDUCATION SAFETY TRUST FUND MONIES; PROVIDING FOR APPLICABILITY; PROVIDING FOR CODIFICATION IN THE SEMINOLE COUNTY CODE; PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 98, Chapter 2002-20, Laws of Florida, known as the "Dori Slosberg Driver Education Safety Act," authorized counties to enact an ordinance requiring the Clerk of the Court to collect an additional Three Dollars (\$3.00) with each civil traffic penalty to be used to fund traffic education programs in public and non-public schools; and

WHEREAS, Seminole County is otherwise empowered under Chapter 125, Florida Statutes, to enact ordinances and perform acts which are in the common interest of the people of the County; and

WHEREAS, the Board of County Commissioners of Seminole County desires to protect the health, safety, and welfare of the citizens of Seminole County by promoting driver education through the collection and disbursement of such funds; and

WHEREAS, an Economic Impact Statement has been prepared and is available for public review in accordance with the provisions set forth in the Seminole County Home Rule Charter; and

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA:

Section 1. Chapter 50, Circuit and County Court, Seminole County Code, is amended by the creation of Part 9, to read as follows:

Part 9. The Dori Slosberg Driver Education Safety Act.

Sec. 50.161. Definitions.

(a) Board of County Commissions shall mean the Board of County Commissioners of Seminole County, Florida.

(b) Clerk shall mean the Clerk of the Circuit Court and County Court of Seminole County.

(c) County shall mean the incorporated and unincorporated areas of Seminole County, Florida.

(d) The County Manager shall mean the County Manager, his successor or designated representative.

(e) Direct Educational Expenses shall mean to purchase cars, gas, oil, instructors salaries, instructor license fees, simulators, and all required equipment, videos, CDs, VHS tapes, books supplies, site license, insurance, printing costs, installation of extra brakes, State licenses, vehicle tags, car

and office telephone bills, and any additional equipment to meet the special needs population requirements for driver education.

Sec. 50.162. Creation of Driver Education Safety Trust Fund, Collection of an Additional \$3.00 with Each Civil Traffic Penalty to be Deposited in the Driver Education Safety Trust Fund, and Accounting.

(a) Pursuant to the Dori Slosberg Driver Education Safety Act, on or after October 1, 2003, the Clerk shall collect an additional \$3.00 with each civil traffic penalty levied in Seminole County, to be used for driver education programs.

(b) The Clerk will keep a record of monies collected under this Ordinance. On a monthly basis, the Clerk shall forward all monies collected under this Ordinance in the previous month to the Board of County Commissioners for deposit into a special and separate account titled "Driver Education Safety Trust Fund". Once each quarter, the Board of County Commissioners shall receive a report from the County Manager as to the amount of money received from the Clerk and deposited into the Driver Education Safety Trust Fund, and as to the amount of money disbursed from the Driver Education Safety Trust Fund.

Sec. 50.163. Disbursement of Driver Education Safety Trust Fund Monies.

(a) Monies deposited into the Driver Education Safety Trust Fund shall be used to financially assist driver education safety programs in public schools in the County. The funds

shall be used for direct educational expenses as defined herein and shall not be used for administration costs.

(b) Annually on the first business day of the fiscal year, one hundred percent (100%) of the funds collected under this Ordinance shall be disbursed to the School Board of Seminole County for driver education programs in public and non-public schools as provided in Section 318.1215, Florida Statutes.

Sec. 50.164. Applicability. This Ordinance shall apply to all civil traffic penalties levied in the incorporated and unincorporated areas of Seminole County, Florida

Section 2. Codification. It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Code of Seminole County, Florida and that the word "ordinance" may be changed to "section", "article", or other appropriate word or phrase and the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention; provided, however, that Sections 5, 6, and 7 shall not be codified.

Section 3. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, it is the intent of the Board of County Commissioners that the invalidity shall not affect other provisions or applications of this Ordinance which can be given

effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

Section 4. Effective date. This Ordinance shall take effect upon filing a copy of this Ordinance with the Florida Department of State by the Clerk of the Board of County Commissioners.

ENACTED this _____ day of _____, 2003.

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

Daryl G. McLain, Chairman

AEC/gn
9/23/03
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